

REMARKS

Status of the Claims

Claims 1, 2, 4, 5, 7, 9, 10, 14, 21, 24, 26, 28, 32 and 34-36 are pending in the application. Claims 1, 2, 4, 7, 10, 14 and 21 have been amended. Non-elected groups have been canceled without prejudice, and applicants reserve the right to file one or more divisional applications to pursue such canceled subject matter.

Rejection under 35 USC §112, first paragraph

Claims 1, 2, 4, 5, 7, 9, 10, 14, 16 and 20-24 are rejected for including the term "solvate." The Examiner contends that the specification does not provide sufficient guidance to enable any person skilled in the art to make solvates of the claimed compounds. While applicants disagree with the position taken by the Examiner, the claims have nevertheless been amended to delete the term "solvate". The amendments are made solely to advance the prosecution of the application, and are in no way to be construed as applicants' acquiescence to the Examiner's position. The rejection is now moot in view of the amendment, and its withdrawal is respectfully requested.

Objections

Claims 1, 2, 4, 5, 7, 9, 10, 14, 16 and 20-24 are objected to as containing non-elected subject matter. The amendment of the claims cancelling, without prejudice, non-elected subject matter obviates the objections.

Having addressed all of the outstanding objections and rejections, Applicants respectfully request reconsideration of the application. The examiner is invited to contact the undersigned attorney at the telephone number provided below if such would advance the prosecution of the application.

Respectfully submitted,

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